



PATENT  
Attorney Docket No. 125.003USR1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

James Leroy Snell

Serial No.: 10/005,483  
Filed: November 9, 2001  
For: HIGH DATA RATE SPREAD  
SPECTRUM TRANSCEIVER AND  
ASSOCIATED METHODS

Group Art Unit: 2631

Examiner: Not Assigned

DECLARATION OF DAVID N. FOGG

RECEIVED

DEC 03 2002

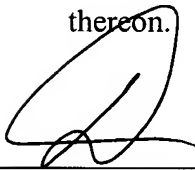
OFFICE OF PETITIONS

I, David N. Fogg, state as follows:

1. I am a member of Fogg & Associates, LLC, attorneys for Intersil Americas Inc., the assignee of the present application.
2. On November 15, 2002, I spoke with Mr. Snell regarding the Reissue Declaration provided to him by Don Hamrick on November 13, 2002. Mr. Snell expressed concern with signing the Reissue Declaration and indicated that he would seek advice of counsel prior to signing anything.
3. In follow-up telephone calls on November 18, 2002, I spoke with Mr. Snell further regarding the Reissue Declaration. Mr. Snell indicated that he would not sign the Reissue Declaration unless I provided a letter to him indicating, among other things, that it was not necessary for him to review claims 123-133 of the reissue application. Mr. Snell also wanted me to make certain factual statements in the letter regarding inventorship of the various claims of the reissue application.

When I told Mr. Snell that I could not provide such a letter, Mr. Snell said he would not sign the Reissue Declaration.

4. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



David N. Fogg

November 27, 2002  
Date